



0320
#5
HD&P Docket No. 5236-000215

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Hastings et al.

Serial No.: 09/777,018

Filed: February 5, 2001

Art Unit:

Examiner:

For: Magnetically Guided Atherectomy

INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Dear Sir:

In order to comply with 37 CFR 1.97 and 1.98, a copy of Form PTO-1449 and copies of the documents listed on it are attached.

In accordance with MPEP 609 and 707.05(b), Applicant respectfully requests that each document listed be given thorough consideration and that the Examiner cite each document of record in the prosecution history of the present application by initialing Form PTO-1449 next to each document. Applicant requests such initialing even if the Examiner does not consider: (1) a listed document to be sufficiently pertinent to use in a rejection; (2) a document to be prior art for any reason; or (3) that the guidelines for citation have been fully complied with respecting a particular document. Applicant makes this request so that each document becomes cited on the face of a patent issuing on the present application.

Applicant submits the present Information Disclosure Statement in compliance with the duty to disclose information material to patentability under 37 CFR 1.56, but by listing such documents Applicant is not admitting that such documents are necessarily relevant or prior art. Applicant intends no

representation that the listed documents represent the results of a complete search. Applicant anticipates that the Examiner, in the normal course of examination, will make an independent search to determine the best prior art consistent with 37 CFR 1.104(a) and 1.106(b) and, in the course of such search, will review for relevance every document listed on the attached Form even if not initialed.

Applicant earnestly solicits early and favorable consideration. If the Examiner should have any questions with regard to this filing, he or she should contact the undersigned attorney at (314) 726-7500.

Dated: July 11th, 2001 BY:

Respectfully submitted,

B. Wheelock

Bryan K. Wheelock
Reg. No. 31,441
Attorneys for Applicant